



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 02-1270-A)

PATENT

In application of:)	
)	
Fruehauf)	Before the Examiner:
)	L. Yao
Serial No. 10/734,880)	
)	Group Art Unit: 1642
Filed: December 12, 2003)	
)	
For: Genes related to sensitivity and resistance)	
to chemotherapeutic drug treatment)	

RESPONSE TO RESTRICTION REQUIREMENT
MAILED OCTOBER 4, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Responsive to the Restriction Requirement, mailed October 4, 2005, Applicant elects to pursue examination of claims 20-21, identified as Group VIII in the Office Action.

Further, pursuant to an election-of-species requirement Applicant elects the species propidium iodide.

Pursuant to 37 C.F.R. 1.§121, Applicants set forth the pending claims in the pages that follow.